



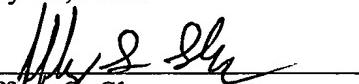
Docket No.: 28053/38258  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Patricia L. Conway et al. )  
Serial No.: 09/889,085 )  
Filed: January 9, 2002 )  
For: Improved Microbial )  
Preparations )  
Group Art Unit: 1651 )  
Examiner: V. Afremova )

**CERTIFICATE OF MAILING**

I hereby certify that this paper is being deposited with the U.S. Postal Service as First Class Mail in an envelope, postage prepaid, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 21, 2004

  
Jeffrey S. Sharp  
Registration No. 31,879

**RESPONSE AFTER FINAL REJECTION UNDER 37 C.F.R. §1.113**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Final Office Action of January 21, 2004 in which the previous rejection under 35 U.S.C. §112 (second paragraph) was withdrawn but in which all pending claims (41 and 76-153) remained rejected under 35 U.S.C. §§ 102(b), and 103(a), and under the judicially created doctrine of double patenting. Reconsideration of the rejection is solicited for the reasons set out below. This response is timely filed as a petition for a one-month extension of time to May 21, 2004 is submitted herewith.

Please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks/Arguments** begin on page 13 of this paper.

05/26/2004 AAD0F01 0000003 132855 09889085

01 FC:1201 86.00 DA  
02 FC:1251 110.00 DA